



DOCKET NO. 1238 DIV

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant: James F. McGuckin JR.

Serial No.: 10/706,685

Examiner: Schillinger, Ann M.

Filed: November 12, 2003

Art Unit: 3774

For: VASCULAR DEVICE WITH VALVE FOR APPROXIMATING VESSEL
WALL

Mail Stop Missing Parts
Commissioner of Patents
P.O. Box 1450
Alexandria, VA 22313-1450

RESPONSE TO NOTICE TO FILE CORRECTED
APPLICATION PAPERS-NOTICE OF ALLOWANCE MAILED

Sir:

In response to the September 23, 2010 Notice to File Corrected Application Papers
–Notice of Allowance mailed, Applicant(s) encloses herewith three sheets of replacement
drawings (27/35 Fig. 39B; 29/35 Fig. 44; and 30/35 Fig. 45) along with a copy of the Notice.
Please charge any required fees to Deposit Account No. 501567.

In the event any extensions of time are required, please treat this paper as a petition
to extend the time as required and charge Deposit Account No. 501567.

Respectfully submitted,

Dated: 10/6/10

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UNITED STATES PATENT AND TRADEMARK OFFICE

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Application No. : 10706685
Applicant : McGuckin, Jr.
Filing Date : 11/12/2003
Date Mailed : 09/23/2010

NOTICE TO FILE CORRECTED APPLICATION PAPERS

Notice of Allowance Mailed

This application has been accorded an Allowance Date and is being prepared for issuance. The application, however, is incomplete for the reasons below.

Applicant is given 2 month(s) from the mail date of this Notice within which to respond.

The informalities requiring correction are indicated in the attachment(s). If the informality pertains to the abstract, specification (including claims) or drawings, the informality must be corrected with an amendment in compliance with 37 CFR 1.121 (or, if the application is a reissue application, 37 CFR 1.173). Such an amendment may be filed after payment of the issue fee if limited to correction of informalities noted herein. See Waiver of 37 CFR 1.312 for Documents Required by the Office of Patent Publication, 1280 Off. Gaz. Patent Office 918 (March 23, 2004). In addition, if the informality is not corrected until after payment of the issue fee, for purposes of 35 U.S.C. 154(b)(1)(iv), "all outstanding requirements" will be considered to have been satisfied when the informality has been corrected. A failure to respond within the above-identified time period will result in the application being ABANDONED. This period for reply is NOT extendable under 37 CFR 1.136(a).

See attachment(s).

*A copy of this notice **MUST** be returned with the reply. Please address response to
"Mail Stop Issue Fee, Commissioner for Patents,
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IDENTIFICATION OF DRAWING DEFICIENCIES

- There is a hole or the image thereof within the illustration. FIG(s)
- The illustration is penetrated or traversed by a solid or broken line that is not intended to be part of the drawing, such as a dark line caused by a flaw in the copying process. FIG(s)
- An ink stamp or the image thereof obscures part of the illustration. FIG(s)
- The drawing is marred by black smudges, obliterations, or fax/copier marks (for example, speckles or dots in a substantial portion of the drawing). FIG(s)
- Figure numbers are duplicated or missing. FIG(s)
- Drawing sheet or figure is missing. FIG(s)
- Numbers, letters, or reference characters in the drawing have been crossed out or are illegibly handwritten. FIG(s)
- The character of the lines, numbers, and letters is poor. FIG(s)
- The drawing's background shows that the original drawing was made on graph paper or other paper with a pattern or decoration. FIG(s)
- The FIG. number label is placed in a location that causes the drawing to be read upside down. FIG(s)
- Data, a reference number, or part of the drawing is truncated or missing, or a lead line has no reference number. FIG(s) 39B, 44, 45
- The drawing is continued onto a second page (or more) without proper labeling under 37 CFR 1.84(u)(1). FIG(s)
- The drawing and/or the FIG. label contain(s) foreign language. FIG(s)
- A petition under 37 CFR 1.84(a)(2) to accept color drawings has been granted, but the brief description of the drawings in the specification does not contain (or has not been amended to contain) the paragraph required by 37 CFR 1.84(a)(2)(iv).
- OTHER:
- COMMENTS:
The figure labels are cut off along the bottom of the page for Figures 39B, 44 and 45. Please provide replacement sheets for drawing sheets 27/35, 29/35 and 30/35.